IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO: 18242 of 2004

Between:

Narmala Ramaraju S/o. appalanaidu,
Z.P.School, Ravipalem Village,
H.No. Dosuru Gram Panchayat, Atchutapuram Mandal, Visakhapatnam Dist.

... PETITIONER

AND

1 The District Collector, Visakhapatnam.
2 Narmala Chinna Abbayi, S/o. Ramunaidu
R/o. Ravipalem Village, H/o. Dosuru Gram Panchayat,
Atchutapuram Mandal, Visakhapatnam Dist.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a writ, order or direction in the nature of Mandamus declaring the inaction of the 1st respondent in not taking any action on the representation of the petitioner dt. 15.8.2004 complaining about the 2nd respondent in trying to illegally and high-handedly constructing shop rooms in an extent of 0.30 cents of vacant site out of Ac.5.65 cents in Sy.No.25 of Gramakantam (Pormboke) Land belonging to Government as per Village Account No.3 of Ravipalem Village H/o. Dosuru Gram Panchayat, Atchutapuram Mandal, Visakhapatnam Dist., as being illegal, unjsut, arbitrary and violative of Article 14 of Constitution of India.

Counsel for the Petitioner: MR.E.V.BHAGIRATHA RAO

Counsel for the Respondents: GP FOR REVENUE

The Court made the following:

ORDER:

Whether the property in question is a private property or Gramakantam (poramboke) cannot be resolved in the present writ petition. Since the petitioner already made a representation on 15-08-2004 to the District Collector, it is for him to consider the said representation of the petitioner and pass appropriate orders within a period of four weeks from the date of receipt of a copy of this order after due intimation to the petitioner.

The writ petition is accordingly disposed of. No costs.

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A. **GOPAL REDDY, J**

October 7, 2004

MRR

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To:

1 The District Collector, Visakhapatnam.
2 Two C.C. s to the G.P for Revenue, High Court Buildings, Hyderabad (OUT)

3 Two C.D. Copies.